

1 MICHAEL A. JACOBS (CA SBN 111664)
MJacobs@mofo.com
2 ARTURO J. GONZÁLEZ (CA SBN 121490)
AGonzalez@mofo.com
3 ERIC A. TATE (CA SBN 178719)
ETate@mofo.com
4 RUDY Y. KIM (CA SBN 199426)
RKim@mofo.com
5 MORRISON & FOERSTER LLP
425 Market Street
6 San Francisco, California 94105-2482
Telephone: 415.268.7000
7 Facsimile: 415.268.7522

8 KAREN L. DUNN (*Pro Hac Vice*)
kdunn@bsflp.com
9 HAMISH P.M. HUME (*Pro Hac Vice*)
hhume@bsflp.com
10 BOIES SCHILLER FLEXNER LLP
1401 New York Avenue, N.W.
11 Washington DC 20005
Telephone: 202.237.2727
12 Facsimile: 202.237.6131

13 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF THEIR REPLY IN
SUPPORT OF MOTION FOR
RELIEF FROM AND EMERGENCY
MOTION FOR STAY OF NON-
DISPOSITIVE PRETRIAL ORDER
OF MAGISTRATE JUDGE (DKT.
881)**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Administrative Motion to File Under Seal Portions of Their Reply in
6 Support of Motion for Relief from and Emergency Motion for Stay of Non-dispositive Pretrial
7 Order of Magistrate Judge (Dkt. 881).

8 2. I have reviewed the following documents and confirmed that only the portions
9 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Reply in Support of Motion for Relief from and Emergency Motion for Stay ("Reply")	Highlighted Portions	Defendants (blue) Plaintiff (green)
Exhibit A	Highlighted Portions	Defendants

15 3. The blue-highlighted portions of the Reply and the blue-highlighted portions of
16 Exhibit 1 contain highly confidential information regarding financial terms of a business
17 agreement and the potential value of stock awards contingent upon multiple factors, including
18 information about the structure and negotiations of business agreements with counterparties who
19 have ongoing relationships with Defendants and who have not been identified or involved in this
20 case. These portions also include highly confidential discussions regarding company
21 employment strategy. This highly confidential information is not publicly known, and its
22 confidentiality is strictly maintained. I understand that if this information were to be released to
23 the public, Defendants' competitors and counterparties would have insight to how Defendants
24 structure their business agreements, including what potential monetary and employment terms
25 have been offered, which would allow them to tailor their own business negotiation strategy, such
26 that Uber's competitive standing could be harmed.

